TITLE 327 WATER POLLUTION CONTROL BOARD

IDEM'S SUGGESTED CHANGES FOR READOPTION OF RECALLED RULE 327 IAC 16 CONCERNING CONFINED FEEDING OPERATIONS

LSA Document #00-235(F)

1. **327 IAC 16-1-1(a) and (b)**
   Delete "or other animal feeding operation"

2. **327 IAC 16-1-2(a)**
   Delete "as follows:
   (1) Other animal feeding operations as defined in 327 IAC 16-2-29(4) shall comply with this article no later than three hundred sixty-five (365) days after the effective date of this rule. (2) The"

3. **327 IAC 16-1-2(a)**
   Insert after "~~as follows:~~"**that**
   Insert after "~~(2) The~~"**the**

4. **327 IAC 16-1-2(b)**
   After "expire", insert "**five (5) years from the date of submission of the most recently submitted manure management plan."**

5. **327 IAC 16-1-2(b)**
   Delete "no later than five (5) years from the effective date of this rule"
   Delete " The owner/operator of an existing confined feeding operation or existing other animal feeding operation shall comply with the approval renewal requirements in 327 IAC 16-7-4 in accordance with a request from the commissioner to submit a renewal application."

6. **327 IAC 16-1-3**
   Delete "modify", insert "**amend**"

7. **327 IAC 16-2-7**
   Delete "or other animal feeding operation"

8. **327 IAC 16-2-11**
   Delete entire definition of "dry confinement operations"
   (Delete entire section 11)
   Renumber Sections 12 through 16.5 of Rule 2 (Definitions)

9. **327 IAC 16-2-28**
   Delete "or other animal feeding operation"

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10. **327 IAC 16-2-29**
	Delete entire definition of "Other animal feeding operations"
	(Delete entire section 29)
	Renumber all remaining Sections of Rule 2 (Definitions)

11. **327 IAC 16-2-29(a) and (b)**(renumbered 29, "Owner/operator" defined)
	(a)(1) and (a)(3) Delete "or other animal feeding operations"
	(a)(2) and (b) Delete "or other animal feeding operation"

12	**327 IAC 16-2-42** (renumbered 42, "Waste liquid" defined)
	Delete "or other animal feeding operation"

13.	**327 IAC 16-2-44** (renumbered 44, "Waste management system" defined)
	Delete "or other animal feeding operation"

14.	**327 IAC 16-2-46** (renumbered 46, "Wet confinement or lot operations"defined)
	Delete entire definition of "Wet confinement or lot operations"
	(Delete entire section 29)

15.	**327 IAC 16-3-1(a), (b), and (c)**
	Delete "or other animal feeding operation"

16.	**327 IAC 16-4-1**
	Delete "and other animal feeding operations"

17.	**327 IAC 16-4-2(3)**
	Delete "modification", insert "**amendment**"
	Delete "termination", insert "**revocation**"
	Delete "modified", insert "**amended**"
	Delete "terminated", insert "**revoked**"

18.	**327 IAC 16-4-2(5)**
	Delete "327 IAC 16-2-30"
	Insert "**327 IAC 16-2-29"**

19.	**327 IAC 16-4-2(5)(")**
	Delete "or other animal feeding operation"

20.	**327 IAC 16-4-3(a)**
	Delete "and other animal feeding operations"
	Delete "and 327 IAC 16-2-29"

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21. **327 IAC 16-4-4**
    Delete "or other animal feeding operation"

22. **327 IAC 16-6-1**
    Delete "and other animal feeding operations" from title of section

23. **327 IAC 16-6-1(a), (b), (c), (d), (e), and (f)**
    (a) Delete "and other animal feeding operations"
    (b) Delete "and other animal feeding operations"
    (c) Delete "and 327 IAC 16-2-29"
    (c) Delete "modification", insert "**amendment**"
    (d) Delete "or other animal feeding operation"
    (e)(1)(A) and (B) Delete "and other animal feeding operations"
    (e)(2) Delete "or other animal feeding operation"
    (f) Delete "or animal feeding operations"
    (f) Delete "The commissioner may require existing confined feeding operations or animal feeding operations with an approval issued prior to the effective date of this rule to submit an application for an approval renewal in accordance with 327 IAC 16-1-2(b)."

24. **327 IAC 16-6-1(d) and (e)**
    Delete "January 1", insert "**April 1**"

25. **327 IAC 16-7-1(a), (b), and (c)**
    (a) Delete "or other animal feeding operation"
    (b) Delete "or other animal feeding operation"
    (c)(1) Delete "or other animal feeding operation"

26. **327 IAC 16-7-2(a)and (c)**
    Delete "or other animal feeding operation"

27. **327 IAC 16-7-3(a)**
    Delete Approvals of less than five (5) years' duration may be issued in appropriate circumstances at the discretion of the commissioner."
    Delete "modified", insert "**amended**"
    Delete "terminated", insert "**revoked**"
    Delete "modification", insert "**amendment**"

28. **327 IAC 16-7-4(a)**
    Delete "An application for the approval renewal of a confined feeding operation or other animal feeding operation approval must be submitted to the commissioner prior to the expiration of the approval and concurrent with the requirement in IC 13-18-10-2.3 to submit a manure management plan at least one (1) time every five (5) years.

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Insert "**In accordance with IC 13-18-10-2.3, an updated manure management plan must be submitted once every five (5) years along with the additional information required in subsection (b) prior to the expiration of the approval.**"
Delete "or other animal feeding operation"
Delete "IC 4-21.5", insert "**section 13 of this rule**"

29.   327 IAC 16-7-4(b)
Delete "or other animal feeding operation"

30.   **327 IAC 16-7-5**
Delete "Modifications", insert "**Amendments**" in the title of the section

31.   327 IAC 16-7-5(a) and (a)(3)
Delete "modifications", insert "**amendments**"
Delete "or other animal feeding operation"

32.   327 IAC 16-7-5(a)(1)
Delete "pursuant to IC 13-15-7-1 and"

33.   **327 IAC 16-7-5(b)**
Delete "or other animal feeding operation"

34.   327 IAC 16-7-5(c)
Delete "modification", insert "**amendment**"

35.   **327 IAC 16-7-8(b)**
Delete "or other animal feeding operation"

36.   **327 IAC 16-7-11(a) and (g)**
Delete "or other animal feeding operation"

37.   **327 IAC 16-7-12**
Delete "or other animal feeding operation"

38.   **327 IAC 16-7-13(a)(1), (a)(2), and (a)(3)**
(a)(1) Delete "or other animal feeding operation"
(a)(2) Delete "or other animal feeding operation" and "and 327 IAC 16-2-29"
(a)(3) Delete "or other animal feeding operation"

39.   **327 IAC 16-8-2(c)**
Delete "or other animal feeding operation"

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40. **327 IAC 16-8-3(a)**
    Insert, after "commissioner" "**based on information provided under section 1(b) of this rule.**"

41. **327 IAC 16-8-4**
    Delete "or other animal feeding operation"

42. **327 IAC 16-8-8**
    Delete "or other animal feeding operation"

43. **327 IAC 16-8-11(b) and (c)**
    Delete "or other animal feeding operation"

44. **327 IAC 16-9-1(a) and (b)**
    (a) Delete "and all applicable state and federal laws"
    (b) Delete "or other animal feeding operation"

45. **327 IAC 16-9-4(a), (b), and (c)**
    Delete "or other animal feeding operation"

46. **327 IAC 16-9-5(a)(1)**
    Delete "modifications", insert "**amendments**"

47. **327 IAC 16-9-5(b)**
    Delete "or other animal feeding operation"

48. **327 IAC 16-10-1(a) and (b)**
    (a) Delete "and other animal feeding operations"
    (b) Delete "or other animal feeding operation"

49. **327 IAC 16-10-2(a)**
    Delete "or other animal feeding operation"

50. **327 IAC 16-10-3(f)(2)**
    Delete "modified", insert "**amended**"

51. **327 IAC 16-10-5(a) and (b)**
    Delete "or other animal feeding operation"

52. **327 IAC 16-11-1(a) and (b)**
    (a) Delete "and other animal feeding operations"
    (b) Delete "or other animal feeding operation"

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53. **327 IAC 16-11-3(a)and (b)**
Delete "or other animal feeding operation"
(b) Delete "a modification", insert " **an amendment**"

54. **327 IAC 16-12-1(1) and (2)**
(1) Delete "or other animal feeding operation"
(1) Delete "or other animal feeding operation in 327 IAC 16-2-20"
(2) Delete "or other animal feeding operation"

55. **327 IAC 16-12-2(a)(b)and (d)**
(a) Delete "or other animal feeding operation"
(a)(1) Delete "or other animal feeding operation" and delete "or other animal feeding operation in 327 IAC 16-2-29"
(b) Delete "or other animal feeding operation"
(d) Delete "or other animal feeding operation" and delete "or other animal feeding operation in 327 IAC 16-2-29"

56. **327 IAC 16-12-3(a) and (a)(2)**
Delete "or other animal feeding operation"

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